

Christopher A. Rycewicz
OSB No. 862755
christopher.rycewicz@millernash.com
Hong N. Huynh
OSB No. 984133
hong.huynh@millernash.com
MILLER NASH GRAHAM & DUNN LLP
3400 U.S. Bancorp Tower
111 S.W. Fifth Avenue
Portland, Oregon 97204
Telephone: (503) 224-5858
Fax: (503) 224-0155

*Attorneys for Defendants and Third-Party
Plaintiffs The Marine Group, LLC,
Northwest Marine, Inc., and Northwest
Marine Iron Works, and Third-Party Plaintiff
BAE Systems San Diego Ship Repair, Inc.*

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

CENTURY INDEMNITY COMPANY,

Case No. 3:08-cv-01375-AC

Plaintiff,

v.

THE MARINE GROUP, LLC, et al.,

Defendants.

DECLARATION OF CHRISTOPHER A.
RYCEWICZ IN SUPPORT OF
DEFENDANTS AND THIRD-PARTY
PLAINTIFFS THE MARINE GROUP, LLC,
NORTHWEST MARINE, INC., AND
NORTHWEST MARINE IRON WORKS AND
THIRD-PARTY PLAINTIFF BAE SYSTEMS
SAN DIEGO SHIP REPAIR, INC.'S
RESPONSE TO GRANITE STATE
INSURANCE COMPANY AND INSURANCE

Page 1 - Declaration of Christopher A. Rycewicz in Support of Defendants and TPPs' Response to Granite State and Insurance Company of the State of Pennsylvania's Motion to Exclude Experts Dennis Connolly and Robert Hughes

THE MARINE GROUP, LLC, *et al.*,
Third-Party Plaintiffs,

COMPANY OF THE STATE OF
PENNSYLVANIA'S MOTION TO EXCLUDE
EXPERTS DENNIS CONNOLLY AND
ROBERT HUGHES

v.

**AGRICULTURAL INSURANCE
COMPANY, *et al.*,**

Third-Party Defendants.

I, Christopher A. Rycewicz, hereby declare and state as follows:

1. I am an attorney with the law firm Miller Nash Graham & Dunn LLP, and am lead counsel to third-party plaintiffs The Marine Group, LLC, Northwest Marine, Inc., Northwest Marine Iron Works, and BAE Systems San Diego Ship Repair, Inc. (collectively, "TPPs"), in the above captioned insurance coverage dispute.

2. I have personal knowledge of the facts contained in this declaration and could competently testify to them if called as a witness.

3. I make this declaration in support of TPPs' Response to Granite State Insurance Company and Insurance Company of the State of Pennsylvania's Motion to Exclude Experts Dennis Connolly and Robert Hughes.

4. On or about April 9, 2015, Granite State Insurance Company and the Insurance Company of the State of Pennsylvania, through its counsel of record Kenneth Sumner, served on me a Disclosure of Rebuttal Expert Pursuant to Fed. R. Civ. Pro. 26. This disclosure identified Allan D. Windt as a rebuttal expert to TPPs expert witness Robert Hughes and Agricultural Insurance Company and Agricultural Excess and Surplus Insurance Company's expert Dennis Connolly. On the same day, I received a copy of Allan D. Windt's rebuttal report.

I have attached a true, accurate, and authentic copy of this rebuttal report to this declaration as Exhibit 1.

DATED this 28th day of May, 2015.

/s/Christopher A. Rycewicz

Christopher A. Rycewicz, OSB No. 862755

Page 3 - Declaration of Christopher A. Rycewicz in Support of Defendants and TPPs'
Response to Granite State and Insurance Company of the State of Pennsylvania's
Motion to Exclude Experts Dennis Connolly and Robert Hughes

I hereby certify that I served the foregoing declaration of Christopher A. Ryciewicz in support of defendants and third-party plaintiffs The Marine Group, LLC, Northwest Marine, Inc., and Northwest Marine Iron Works and third-party plaintiff BAE Systems San Diego Ship Repair, Inc.'s response to Granite State Insurance Company and Insurance Company of the State of Pennsylvania's motion to exclude experts Dennis Connolly and Robert Hughes on:

Mr. R. Lind Stapley
E-mail: stapley@sohalang.com
Mr. Geoffrey Bedell
E-mail: bedell@sohalang.com
Soha & Lang, P.S.
1325 Fourth Avenue, Suite 2000
Seattle, Washington 98101-2570
Phone: (206) 624-1800
Fax: (206) 624-3585

*Attorneys for Plaintiff Century
Indemnity Company, Third-Party
Defendant Insurance Company of North
America, and Counterdefendant Century
Indemnity Company*

Mr. Justin S. Landreth
E-mail: jlandreth@selmanbreitman.com
Selman Breitman LLP
500 Union Street, Suite 645
Seattle, Washington 98101
Phone: (206) 447-6461
Fax: (206) 223-4021

*Attorney for Third-Party Defendant
Federal Insurance Company*

Mr. William G. Earle
E-mail: wearle@davisrothwell.com
Mr. Jonathan Henderson
E-mail: jhenderson@davisrothwell.com
Davis Rothwell Earle & Xóchihua P.C.
2700 U.S. Bancorp Tower
111 S.W. Fifth Avenue
Portland, Oregon 97204-3650
Phone: (503) 222-4422
Fax: (503) 222-4428

*Attorneys for Plaintiff Century Indemnity
Company, Third-Party Defendant
Insurance Company of North America,
and Counterdefendant Century
Indemnity Company*

Mr. Michael D. Compean
E-mail: mcompean@blackcompeanhall.com
Black, Compean & Hall, LLP
6300 Canoga Avenue, Suite 570
Woodland Hills, California 91367
Phone: (818) 883-9500
Fax: (888) 704-6023

*Attorney for Intervenor Argonaut
Insurance Company*

Mr. Thomas M. Jones
E-mail: tjones@cozen.com
Ms. Jodi A. McDougall
E-mail: jmcdougall@cozen.com
Ms. Molly Siebert Eckman
E-mail: meckman@cozen.com
Cozen O'Connor
999 Third Avenue, Suite 1900
Seattle, Washington 98104
Phone: (206) 340-1000
Fax: (206) 621-8783

*Attorneys for Third-Party Defendants
Chicago Insurance Company and
Arrowood Indemnity Company f/k/a
Royal Indemnity Company*

Mr. James P. Murphy
E-mail: jpm@maflegal.com
Murphy Armstrong & Felton, LLP
701 Millennium Tower
719 Second Avenue
Seattle, Washington 98104
Phone: (206) 985-9770
Fax: (206) 985-9790

*Attorney for Third-Party Defendants
Agricultural Insurance Company and
Agricultural Excess and Surplus
Insurance Company*

Mr. Kenneth H. Sumner
E-mail: ksumner@spcclaw.com
Sinnott, Puebla, Campagne & Curet, APLC
Two Embarcadero Center, Suite 1410
San Francisco, California 94111-3910
Phone: (415) 352-6200
Fax: (415) 352-6224

*Attorney for Third-Party Defendants
Granite State Insurance Company,
Insurance Company of the State of
Pennsylvania, and National Union Fire
Insurance Company of Pittsburgh PA*

Ms. Margaret M. Van Valkenburg
E-mail: megge.vanvalkenburg@bullivant.com
Mr. Andrew E. Passmore
E-mail: drew.passmore@bullivant.com
Mr. Ronald J. Clark
E-mail: ron.clark@bullivant.com
Bullivant Houser Bailey, PC
300 Pioneer Tower
888 S.W. Fifth Avenue
Portland, Oregon 97204-2089
Phone: (503) 228-6351
Fax: (503) 295-0915

*Attorneys for Third-Party Defendants
Employers Mutual Casualty Company,
Pacific Mutual Marine Office, Inc., and
West Coast Marine Managers, Inc.*

Mr. Lawrence Gottlieb
E-mail: lgottlieb@bpmlaw.com
Betts Patterson & Mines PS
One Convention Place
701 Pike Street, Suite 1400
Seattle, Washington 98101
Phone: (206) 268-8613
Fax: (206) 343-7053

*Attorney for Third-Party Defendant
Continental Insurance Company*

Mr. Thomas W. Brown
E-mail: tbrown@cosgravelaw.com
Cosgrave Vergeer Kester LLP
888 S.W. Fifth Avenue, Suite 500
Portland, Oregon 97204
Phone: (503) 323-9000
Fax: (503) 323-9019

*Attorney for Third-Party Defendants
Granite State Insurance Company,
Insurance Company of the State of
Pennsylvania, and National Union Fire
Insurance Company of Pittsburgh PA*

Mr. Wayne S. Karbal
E-mail: wkarbal@karballaw.com
Phone: (312) 431-3610
Mr. Alan M. Posner
E-mail: aposner@karballaw.com
Phone: (312) 431-3632
Karbal Cohen Economou Silk & Dunne, LLC
150 S. Wacker Drive, Suite 1700
Chicago, Illinois 60606
Fax: (312) 431-3670

*Attorneys for Third-Party Defendants
Hartford Fire Insurance Company, New
England Reinsurance Corporation, and
Twin City Fire Insurance Company*

Mr. John P. Hayes
E-mail: jhayes@forsberg-umlauf.com
Mr. Charles E. Albertson
E-mail: calbertson@forsberg-umlauf.com
Mr. Carl E. Forsberg
E-mail: cforsberg@forsberg-umlauf.com
Forsberg & Umlauf, P.S.
901 Fifth Avenue, Suite 1400
Seattle, Washington 98164-2047
Phone: (206) 689-8500
Fax: (206) 689-8501

*Attorneys for Third-Party Defendants
Certain Underwriters at Lloyd's,
London, and Certain London Market
Insurance Companies*

Mr. Jordan R. Silk
E-mail: jsilk@schwabe.com
Schwabe, Williamson & Wyatt, P.C.
1211 S.W. Fifth Avenue, Suite 1900
Portland, Oregon 97204
Phone: (503) 222-9981
Fax: (503) 796-2900

*Attorney for Third-Party Defendant Old
Republic Insurance Company*

Mr. Damon L. Henrie
E-mail: dhenrie@henriesmith.com
Ms. Katharine L. Smith
E-mail: ksmith@henriesmith.com
Henrie & Smith, LLP
15455 N.W. Greenbrier Parkway, Suite 125
Beaverton, Oregon 97006
Phone: (503) 593-8548
Fax: (503) 214-8001

*Attorneys for Third-Party Defendants
Hartford Insurance Company, New
England Reinsurance Corporation, and
Twin City Fire Insurance Company*

Mr. Mark D. Paulson
E-mail: mpaulson@clausen.com
Phone: (312) 606-7751
Ms. Amy Rich Paulus
E-mail: apaulus@clausen.com
Phone: (312) 606-7848
Clausen Miller P.C.
10 South LaSalle Street
Chicago, Illinois 60603
Fax: (312) 606-7777

*Attorneys for Third-Party Defendant Old
Republic Insurance Company*

Mr. Peter J. Mintzer
E-mail: pmintzer@ckbllp.com
Chamberlin Keaster & Brockman, LLP
500 Union Street, Suite 645
Seattle, Washington 98101
Phone: (206) 447-6461
Fax: (206) 223-4021

*Attorney for Third-Party Defendant
Federal Insurance Company*

Mr. Thomas A. Gordon
E-mail: tgordon@gordon-polscer.com
Mr. Andrew S. Moses
E-mail: amoses@gordon-polscer.com
Gordon & Polscer, L.L.C.
9755 S.W. Barnes Road, Suite 650
Portland, Oregon 97225
Phone: (503) 242-2922
Fax: (503) 242-1264

*Attorneys for Third-Party Defendant
St. Paul Fire and Marine Insurance
Company*

Mr. Jay W. Beattie
E-mail: jbeattie@lindsayhart.com
Lindsay, Hart, Neil & Weigler, LLP
1300 S.W. Fifth Avenue, Suite 3400
Portland, Oregon 97201-5640
Phone: (503) 226-7677
Fax: (503) 226-7697

*Attorney for Intervenor Argonaut
Insurance Company*

Mr. John M. Woods
E-mail: john.woods@clydeco.us
Mr. George Cornell
E-mail: george.cornell@clydeco.us
Clyde & Co US LLP
The Chrysler Building
405 Lexington Avenue
New York, New York 10174
Phone: (212) 710-3900
Fax: (212) 710-3950

*Attorneys for Third-Party Defendant
Water Quality Insurance Syndicate*

Mr. Gary V. Abbott
E-mail: gabbott@abbott-law.com
Ms. Klarice A. Benn
E-mail: kbenn@abbott-law.com
Abbott Law Group, P.C.
215 S.W. Washington Street, Suite 300
Portland, Oregon 97204
Phone: (503) 595-9510
Fax: (503) 595-9519

*Attorneys for Third-Party Defendant
American Centennial Insurance
Company*

Mr. C. Kent Roberts
E-mail: ckroberts@schwabe.com
Mr. Brien J. Flanagan
E-mail: bflanagan@schwabe.com
Ms. Anna Helton
E-mail: ahelton@schwabe.com
Schwabe, Williamson & Wyatt, P.C.
1211 S.W. Fifth Avenue, Suite 1900
Portland, Oregon 97204
Phone: (503) 222-9981
Fax: (503) 796-2900

*Attorneys for Third-Party Defendant
Water Quality Insurance Syndicate*

Mr. Jeffrey V. Hill
E-mail: jhill@hill-lamb.com
Hill & Lamb LLP
Attorneys at Law
1000 S.W. Broadway, Suite 1780
Portland, Oregon 97205
Phone: (503) 417-1104
Fax: (971) 373-8801

*Attorney for Intervenor Argonaut
Insurance Company*

Mr. Edward B. Parks, II
E-mail: eparks@goodwin.com
Ms. Michele L. Backus
E-mail: mbackus@goodwin.com
Mr. James P. Ruggeri
E-mail: jruggeri@goodwin.com
Mr. Gregory L. Mokodean
E-mail: gmokodean@goodwin.com
Mr. Joshua D. Weinberg
E-mail: jweinberg@goodwin.com
Shipman & Goodwin LLP
1875 K Street N.W., Suite 600
Washington, District of Columbia 20006
Phone: (202) 469-7750
Fax: (202) 469-7751

*Attorneys for Third-Party Defendants
Agricultural Insurance Company and
Agricultural Excess and Surplus
Insurance Company*

Mr. Ira Revich
E-mail: irevich@crwillp.com
Charlston, Revich & Wollitz LLP
1925 Century Park East, Suite 1250
Los Angeles, California 90067-2746
Phone: (310) 551-7020
Fax: (310) 203-9321

*Attorney for Third-Party Defendant
American Manufacturer's Mutual
Insurance Company*

Ms. Stephanie M. Parent
E-mail: Stephanie.m.parent@doj.state.or.us
Oregon Department of Justice
Special Litigation Unit
1515 S.W. Fifth Avenue, No. 410
Portland, Oregon 97201
Phone: (971) 673-1880
Fax: (971) 673-5000

*Attorney for Intervenor State of
Oregon/Attorney General*

Mr. Robert A. Kole
E-mail: rkole@choate.com
Choate, Hall & Stewart LLP
Two International Place
100-150 Oliver Street
Boston, Massachusetts 02110
Phone: (617) 248-2121
Fax: (857) 241-2121

*Attorney for Third-Party Defendant
St. Paul Fire and Marine Insurance
Company*

by the following indicated method or methods on the date set forth below:

- ☒ **CM/ECF system transmission.**
- ☐ **E-mail.** As required by Local Rule 5.2, any interrogatories, requests for production, or requests for admission were e-mailed in Word or WordPerfect format, not in PDF, unless otherwise agreed to by the parties.
- ☐ **Facsimile communication device.**

- ☐ **First-class mail, postage prepaid, and e-mail**
- ☐ **Hand-delivery.**
- ☐ **Overnight courier, delivery prepaid.**

DATED this 28th day of May, 2015.

/s/Christopher A. Rycewicz

Christopher A. Rycewicz

OSB No. 862755

Hong N. Huynh

OSB No. 984133

*Attorneys for Defendants and Third-Party
Plaintiffs The Marine Group, LLC,
Northwest Marine, Inc., and Northwest
Marine Iron Works, and Third-Party
Plaintiff BAE San Diego Ship Repair, Inc.*